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Attorneys for Defendant BATTERY PARK CITY AUTHORITY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- x 21 MC 102(AKH)  
IN RE: WORLD TRADE CENTER LOWER :  
MANHATTAN DISASTER SITE LITIGATION :  
----- x Civil Action No.: 07CV1547  
KRZYSZTOF WALEK,

Plaintiff(s),

-against-

ALAN KUSMAN D/B/A KASCO ET AL.,

Defendant(s).

:  
: **NOTICE OF BATTERY PARK**  
: **CITY AUTHORITY's**  
: **ADOPTION OF ANSWER TO**  
: **MASTER COMPLAINT**

----- x  
PLEASE TAKE NOTICE THAT defendant, BATTERY PARK CITY AUTHORITY, as  
and for their responses to the allegations set forth in the Complaint by Adoption (Check-Off  
Complaint) Related to the Master Complaint filed in the above-referenced action, hereby adopt  
BATTERY PARK CITY AUTHORITY's Answer to the Master Complaint dated  
August 1, 2007, which was filed in the matter of *In re World Trade Center Lower Manhattan*  
*Disaster site Litigation*, 21 MC 102 (AKH).

WHEREFORE, BATTERY PARK CITY AUTHORITY demands judgment dismissing  
the above-captioned action as against each of them, together with their costs and disbursements.

Dated: White Plains, New York  
September 26, 2007

Yours, etc.,

WILSON, ELSE, MOSKOWITZ, EDELMAN  
& DICKER LLP

Attorneys for Defendants

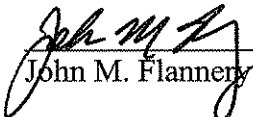
BATTERY PARK CITY AUTHORITY

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File No.: 06867.00349

By:   
John M. Flannery (JMF-0229)